CALL TO ORDER AND ESTABLISHMENT OF QUORUM

A Regular Meeting of the Redmond City Council was called to order by Mayor John Marchione at 7:30 p.m. in the Council Chamber. Councilmembers present and establishing a quorum were: Allen, Carson, Cole, Margeson, Myers, Stilin, and Vache.

PROCLAMATION:

Mayor Marchione and the Members of the Redmond City Council received a presentation from Ms. Lisa Quinn, Executive Director of Feet First, for Redmond's receipt of a 'Feet First Agenda Award' for being a walkable community. Redmond is only one of four communities currently in receipt of the award.

Mayor Marchione and Members of the Council thanked Ms. Quinn for the recognition of Redmond's efforts at establishing a walkable community.

ITEMS FROM THE AUDIENCE

Mayor Marchione opened the Items from the Audience section of the agenda at this time.

The following persons spoke in support of King County Proposition No. 1 - Veteran's and Human Services Levy: Ms. Julie McFarland, representing 'Friends of Youth'; Mr. Gerald Wright, representing 'Hopelink'; and Mr. Steve Roberts, representing 'Congregations for the Homeless.'

There being no others wishing to address the Council, Mayor Marchione closed the Items from the Audience section of the agenda at this time.

Mayor Marchione noted that three Executive Sessions would be held at the end of the business meeting agenda this evening: Property Acquisition - five minutes; Potential Litigation - ten minutes; and Potential Litigation - 15 minutes.

CONSENT AGENDA

MOTION:

Councilmember Cole moved to approve the Consent Agenda, with the exception of AM No. 11-137, which would be addressed separately. The motion was seconded by Councilmember Allen.

- 1. Approval of the Minutes: Regular Meeting of Tuesday, June 21, 2011
- 2. Approval of Payroll/Direct Deposit and Claims Checks

PAYROLL DIRECT DEPOSITS/CHECKS:

#173749 through #173797 #243005 through #243689

\$1,468,424.24

#173800 through #173893 #1 through #674

\$2,204,819.42

CLAIMS CHECKS:

#363815 through #365138

\$4,277,408.43

- 3. AM No. 11-135: Approval of Appointment to the Library Board James Park
- 4. AM No. 11-136: Approval of Contract with Gilmore Research Group, in an amount not to exceed \$30,000, for the 2011 Resident Benchmarking Survey
- 5. (AM No. 11-137 was removed from the Consent Agenda and addressed separately.)
- 6. AM No. 11-138: Approval of Memorandum of Understanding with Local No. 2829, International Association of Fire Fighters, Modifying the Collective Bargaining Agreement Terms; Additional Pay Rates for Acting Two Ranks Out-of-Classification and Firefighters Acting as Driver Operators
- 7. AM No. 11-139: Endorsement of One Redmond (Community of Excellence) Project Concepts

- 8. AM No. 11-140: Approval of Content of 2011-12 Annual Update to the Comprehensive Plan
 - a. Ordinance No. 2606: An Ordinance Setting the Framework and Conducting Concurrent Review of the Cumulative Effect of all Proposed Annual Amendments to the Redmond Comprehensive Plan and Related Amendments to the Redmond Zoning Code, for the 2011-12 Annual Update, Including New and Amended Narrative, Policies, Tables and Maps
- 9. AM No. 11-141: Approval of Agreement with King County for Purchase of ORCA Business Passport (Transportation Services) Products
- 10. AM No. 11-142: Approval of Interlocal Agreement with the City of Sammamish for Building Inspection Purposes
- 11. AM No. 11-143: Approval of Award of Bid to C.A. Carey Corporation in an amount of \$1,530,977.54, and Supplemental Agreement No. 1 with Anchor QEA in an amount not to exceed \$93,000 for Final Engineering and Construction Services; Spiritbrook Park Renovation and Drainage Improvements, Project Nos. 101302 and 101449
- 12. AM No. 11-144: Acceptance of Construction with Equity Builders, LLC, in a final contract amount of \$571,556.08 for Wastewater Pump Station No. 1 Rehabilitation, Project No. 101377
- 13. AM No. 11-145: Approval of Consultant Agreement with Otak, Inc. in an amount not to exceed \$1,737,633 for Design Services, Overlake Village South Detention Vault, Project No. 101128

- 14. AM No. 11-146: Approval of Consultant Agreement with HDR in an amount not to exceed \$293,169 for Engineering Services, Overlake Village Low Impact Development Retrofit, Project No. 101570
- AM No. 11-147: Approval of Consultant Agreements with Community Attributes; MAKERS Architecture and Urban Design; PB Americas, Inc.; and VIA Architecture, for a period of two years each, for Light Rail Planning and Engineering Assistance On-Call Services
- 16. AM No. 11-148: Approval of Two Interagency Agreements with King County for Rapid Ride: (1) Intelligent Transportation System Agreement; and (2) Right-of-Way Use Authorization
- 17. AM No. 11-149: Approval of Resolution in Support of Feet First's Agenda to Create Walkable Communities
 - a. Resolution No. 1361: A Resolution Acknowledging Feet First's Recognition that the City Provides, and Will Continue to Provide, a Safe and Efficient Pedestrian Environment and Will Advance the Feet First Agenda to Promote Walkable Communities in the State of Washington

Mayor Marchione read Ordinance No. 2606 and Resolution No. 1361 into the record.

VOTE: The motion to approve the Consent Agenda passed without objection. (7 - 0)

ITEMS REMOVED FROM THE CONSENT AGENDA

- 5. AM No. 11-137: Approval of Amendments to RMC Title 5, Business Licenses and Regulations
 - a. Ordinance No. 2605: An Ordinance Relating to Business Licensing; Amending RMC 5.04.040 to Authorize Certain Businesses Employing Independent Contractors to Cover

Such Contractors Under the Business' License; Adding RMC 5.04.045 Establishing a Master Event Business License; Amending RMC 5.04.130(9) to Exempt Certain City-Sponsored Events from Business Licensing; Amending RMC 5.04.140(1) to Establish Violation of Federal Law as a Ground for Denial, Suspension, or Revocation of a Business License; Amending RMC 5.44.030 to Eliminate the Requirement for an Occupation Registration

Councilmember Cole noted his opposition to the item, as he does not support some of the exemptions.

Mayor Marchione read Ordinance No. 2605 into the record.

MOTION: Councilmember Allen moved to approve AM No. 11-137. The motion was seconded by Councilmember Margeson.

VOTE: The motion passed with Councilmember Cole in opposition. (6-1)

HEARINGS AND REPORTS

1. AM No. 11-150: Amendment to Neighborhood Commercial Policies and Regulations, File Nos. L100393 and L100394

Mayor Marchione read AM No. 11-150 into the record.

Ms. Kim Dietz, Senior Planner, provided a staff report; noting that a public hearing is to be held on the item, with no action from the Council sought at this time. Ms. Dietz reviewed the remaining schedule for action on the Neighborhood Commercial Policies and Regulations.

Mayor Marchione opened the public hearing. There being no one in attendance wishing to testify, Mayor Marchione closed the public hearing and discussion continued to the remaining public hearing items.

- 2. AM No. 11-151: Adoption of Six-Year Transportation Improvement Program (TIP) 2012-17
 - a. Resolution No. 1362: A Resolution Adopting a Six-Year Transportation Improvement Program for the Years 2012-17 and Directing the Same to be Filed with the Senate Secretary of Transportation and the Transportation Improvement Board

Mayor Marchione read Resolution No. 1362 into the record.

Mr. Joel Pfundt, Principal Planner, provided a staff report.

Mayor Marchione opened the public hearing. There being no one present wishing to testify, the public hearing closed and discussion moved to the Council.

MOTION: Councilmember Vache moved to adopt Resolution No. 1362. The motion was seconded by Councilmember Allen.

MOTION: Councilmember Stilin moved a primary amendment to Resolution No. 1362, Attachment C, to move Project S41 related to the 166th Avenue NE rechannelization, up on the list to begin initial scoping of the project in 2012. The motion was seconded by Councilmember Allen.

VOTE: The primary amendment passed with Councilmembers Cole and Myers in opposition. (5-2)

VOTE: The main motion as amended passed without objection. (7 - 0)

STAFF REPORTS

a. AM No. 11-152: Design Review Board

Mr. Steven Fischer, Principal Planner, provided a report to the Mayor and Members of the Council regarding the Design Review Boards composition, duties, and meeting schedule. Mr. Fischer noted the Design Review Board's meeting with the Council on July 26, 2011, and inquired if there were any specific topics the Members of the Council would like discussed at that time.

Items noted for potential discussion included: any needed regulatory changes; design award program; design standards for Overlake and Downtown; thoughts related to review for single-family residential larger than short plats - for bigger subdivisions; and how the Design Review Board receives their public input.

OMBUDSMAN REPORT

Councilmember Allen reported she received citizen contacts with regards to:

- construction noise outside of the Red160 development on Cleveland Street in the early morning hours;
- energy conservation contacts; and
- the status of the parking area on the Redmond Municipal Campus previously referred to as "Art Hill."

Councilmember Allen noted that staff has responded to all contacts mentioned above.

Mayor Marchione noted that an upcoming study session will include discussion of downtown parking.

Councilmember Allen concluded she received a complaint of the Redmond Campus electric vehicle charging stations as 'inoperable' during the Derby Days event.

Councilmember Cole:

- stated that the former "Art Hill" was never designated as park land; and
- noted a complaint he received from a woman who had parked on a Redmond street, left the street for many hours, returned later to the street, and proceeded to receive a parking ticket for parking on the same street for more than two hours; Councilmember Cole opined this is a flaw in the parking ordinance.

Discussion ensued regarding review of the parking ordinance in early fall.

Councilmember Margeson reported he received citizen contacts regarding:

- traffic safety cameras; and
- sign enforcement (from a local business).

All contacts have received a response.

Councilmember Carson reported receiving a complaint from a Redmond resident about a semi-truck parked on the street in front of the resident's home for over a week. Redmond Police have made contact and the truck will be moved tomorrow.

Councilmember Stilin followed up regarding a citizen inquiry he received in relation to swimming regulations at Idylwood Park. Parks Department staff is working with the resident to address his concerns of limited swimming area/access.

Councilmember Myers noted a complaint he had received regarding the blocking of driveways along $\overline{\mathbf{W}}$. Lake Sammamish Parkway for a bicycling event that had occurred. No notice was given to the residents. Staff is working to ascertain who placed the cones blocking the driveways.

COMMITTEE REPORTS

Planning and Public Works Committee

Councilmember Allen provided a report of the items discussed during the earlier July 19, 2011, committee meeting.

Eastside Transportation Partnership (ETP)

Councilmember Allen reported on the items discussed at last week's ETP meeting.

Regional Transit Committee (RTC)

Councilmember Allen reported the RTC will meet tomorrow to discuss the schedule for the Metro Strategic Plan.

Growth Management Planning Council (GMPC)

Councilmember Allen reported that rural schools and sewers will be discussed at the September GMPC meeting.

Public Safety Committee

Councilmember Myers reported the committee will next meet on July 26, 2011, at 4:30 p.m. in the Council Conference Room. The primary topic for discussion will be an update on traffic safety camera operations in the city.

Public Administration and Finance Committee

Councilmember Margeson reported regarding items discussed at the July 12, 2011, meeting; noting staff's thorough presentation with regards to proposed revisions in Development User Fees.

Suburban Cities Association - Public Issues Committee (PIC)

Councilmember Margeson reported discussion at the last PIC meeting to include:

- new members;
- guiding principles for the South Area Action Caucus;
- operating procedures;

- adding a member and alternate member to the Puget Sound Regional Council; and
- · cancellation of the August meeting.

Parks and Human Services Committee

Councilmember Stilin reported regarding items discussed at the July 7, 2011, committee meeting.

UNFINISHED BUSINESS

(There were no Unfinished Business items presented.)

NEW BUSINESS

- A. AM No. 11-154: CLOSED RECORD PROCEEDING: Emerald Heights Retirement Facility, Development Guide Amendment to Zoning Map, L100204 (quasi-judicial)
 - 1. Ordinance No. 2607: An Ordinance Rezoning Approximately 38 Acres of Land Commonly Known as the Emerald Heights Retirement Community and Located in the Education Hill Neighborhood West of 176th Avenue NE and North of Redmond High School, from R-4 to R-6

RECUSED FROM VOTING:

Councilmember Cole advised he is a member of a citizen advisory board for Emerald Heights, and noted he would not be participating in discussion or voting on the matter. No objection was noted, and Councilmember Cole exited the Chambers.

Mayor Marchione reviewed the rules of the proceeding.

Ms. Thara Johnson, Associate Planner, provided a staff report regarding Ordinance No. 2607.

Disclosures of relationships were made with respect to Council's knowledge of persons residing at or around the Emerald Heights facility. No objections were noted to any of the disclosures made.

Mayor Marchione opened the closed record proceeding.

The following person provided testimony in opposition to Ordinance No. 2607: Mr. Donald Taves.

Mr. Taves spoke regarding the planned expansion, stating there is no need for more units. He opined the action is in 2011-109

opposition to City Code requirements, and spoke against the fitness center upgrade. Mr. Taves concluded the 180 residents signing a petition requesting no zoning change.

Ms. Molly Lawrence, Attorney for Emerald Heights, noted her objection to new testimony provided by Mr. Taves. Ms. Lawrence identified Emerald Heights board members in attendance at the meeting and others in attendance in support of the rezone. She provided statistics with regard to the facility and stated that no adverse environmental impacts or traffic impacts result by the rezone; and no opposition from the neighborhood has been heard. Ms. Lawrence concluded there is no specific development proposal in question at this time, only the request for rezone.

Mayor Marchione read Ordinance No. 2607 into the record.

MOTION: Councilmember Allen moved to adopt Ordinance No. 2607. The motion was seconded by Councilmember Myers.

Members of the Council spoke in regard to the requirements of the City Code, and the request for rezone meeting those requirements.

VOTE: The motion to adopt Ordinance No. 2607 passed without objection. (7 - 0)

(Councilmember Cole returned to the Chambers at this time.)

- B. AM No. 11-155: CLOSED RECORD PROCEEDING: Redmond High School Expansion Conditional Use Permit, L110091 (quasi-judicial)
- 1. Ordinance No. 2608: An Ordinance Adopting the Hearing Examiner's May 31, 2011, Recommendation to Approve with Conditions the Redmond High School Conditional Use Permit (File No. L110091)

Mr. Dennis Lisk, Associate Planner, provided a staff report regarding Ordinance No. 2608.

Members of the Council discussed parking concerns for students and traffic concerns for the surrounding neighborhoods.

Mayor Marchione opened the closed record proceeding.

The following person spoke in opposition to the current plan for portables, traffic, and bussing improvements to alleviate safety and traffic concerns: Ms. Susan Wilkins. Ms. Wilkins requested the action be delayed until after September 1, 2011.

Mr. Ralph Rohwer, representing the Lake Washington School District spoke regarding the proposal and specifications of the proposal.

Members of the Council continued discussion regarding parking and safety concerns due to the large number of new students that will be attending the school. Linking the Conditional Use Permit approval to the Transportation Master Plan as a condition modification prior to approval was desired. Intersection traffic mitigation, possible signal timing change, and review of the school's traffic routing plan were also discussed.

Mayor Marchione read Ordinance No. 2608 into the record.

MOTION: Councilmember Myers moved to adopt Ordinance No. 2608. The motion was seconded by Councilmember Allen.

MOTION: Councilmember Allen moved, and Councilmember Vache seconded, to:

- Amend the conditions of approval as proposed to reflect there will be no net loss in student parking; (Failed 4 3 with Councilmembers Allen, Cole, and Vache in support).
- Include Transportation Master Plan deliverables (Adopted without objection).
- Incorporate item 28 into the conditions of approval (Adopted without objection).

Discussion ensued with Lake Washington School District representatives in attendance with regard to continuing the meeting to address the items of Council concern in the conditions of approval. No objection was noted to a short postponement of the discussion.

MOTION: Councilmember Carson moved to postpone Ordinance No. 2608 to a time certain of July 26, 2011, (special meeting), at 7 p.m., to allow time to craft the condition modifications. The motion was seconded by Councilmember Myers.

VOTE: The motion to postpone to a time certain passed without objection.

(The regular meeting recessed at 9:58 p.m. and reconvened at 10:05 p.m.)

- C. AM No. 11-156: CLOSED RECORD PROCEEDING: Benjamin Rush Elementary School Modernization - Conditional Use Permit, L110133 (quasi-judicial)
- 1. Ordinance No. 2609: An Ordinance Adopting the Hearing Examiner's June 15, 2011, Recommendation to Approve with Conditions the Benjamin Rush Elementary School Modernization Conditional Use Permit (File No. L110133)

Mayor Marchione opened the closed record proceeding.

Mr. Sean Ryan spoke in support of Ordinance No. 2609.

MOTION: Councilmember Margeson moved to adopt Ordinance No. 2609. The motion was seconded by Councilmember Carson.

VOTE: The motion passed without objection. (7 - 0)

ORDINANCES AND RESOLUTIONS

A. AM No. 11-157: Approval of Resolution Supporting Passage of Proposition No. 1, which Renews and Replaces the Expiring King County Veterans and Human Services Levy

Proposition No. 1 - Veterans and Human Services Levy

1. Resolution No. 1363: A Resolution Stating the City Council's Support for King County Proposition No. 1, the Veterans and Human Services Levy

Ms. Brooke Buckingham, Senior Planner, provided a staff report regarding Resolution No. 1363.

Mayor Marchione read Resolution No. 1363 into the record.

MOTION: Councilmember Vache moved to adopt Resolution No. 1363. The motion was seconded by Councilmember Margeson.

VOTE: The motion passed with Councilmember Carson in opposition. (6-1)

ADJOURNMENT

Mayor Marchione and Members of the Council, without objection, entered into Executive Session to discuss: Property Acquisition – five minutes; Potential Litigation – ten minutes; and Potential Litigation – 15 minutes. No action was taken during Executive Session and the regular meeting adjourned at 10:50 p.m.

JOHN MARCHIONE, MAYOR

Minutes Approved: August 16, 2011